

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

NEW YORK PAVING, INC.

and

Case 29-CA-234894

**CONSTRUCTION COUNCIL
LOCAL 175, UTILITY WORKERS
UNION OF AMERICA, AFL-CIO**

and

Case 29-CA-233990

ELIJAH JORDAN

ORDER¹

The Respondent's request for special permission to appeal the July 11, 2019 order of Administrative Law Judge Lauren Esposito denying the petition to revoke the subpoena duces tecum served on the Respondent is denied. The Respondent has failed to establish that the judge abused her discretion.²

Dated, Washington, D.C., October 15, 2019.

LAUREN McFERRAN,	MEMBER
MARVIN E. KAPLAN,	MEMBER
WILLIAM J. EMANUEL,	MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

² The Respondent has raised confidentiality concerns with one of the subpoena requests. Although we have denied the Respondent's request for special permission to appeal, this of course does not preclude the parties from entering into stipulations or agreeing to other measures to protect individuals' confidentiality.